1	UNITED STATES DISTRICT COURT
2	SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION
3	
4	KEITH COLE, ET AL
5	VS. * *
6	BRYAN COLLIER, ET AL
7	INJUNCTION HEARING
8	BEFORE THE HONORABLE KEITH P. ELLISON MASTER INDEX
9	APPEARANCES:
10	FOR THE PLAINTIFFS: Mr. Jeffrey S. Edwards
11	Mr. Michael C. Singley Mr. Scott Charles Medlock
12	Mr. David James
13	
14	(- /
15	and Ms. Wallis Anne Nader
16	
17	Houston, Texas 77004 (832) 767-3650
18	FOR THE DEFENDANTS:
19	Mr. Craig Michael Warner Ms. Leah Jean O'Leary
20	Mr. Matthew J. Greer Mr. Darren Lee McCarty
21	Mr. C. Daniel DiLizia Mr. Daniel Christopher Neuhoff
22	Office of the Attorney General P.O. Box 12548
23	Austin, Texas 78711 (512) 936-2109
24	
25	
	Laure Walla CDD DDD
	Laura Wells, CRR, RDR

1	APPEARANCES (continued)
2	
3	Court Reporter: Laura Wells, RPR, RMR, CRR
4	515 Rusk, Suite 8004 Houston, Texas 77002
5	Proceedings recorded by mechanical stenography.
6	Transcript produced by computer-assisted transcription.
7	
8	
9	
10	
11	
12	
13	
14	
15	
16	
17	
18	
19	
20	
21	
22	
23	
24	
25	
	Laura Wells, CRR, RDR

1	MASTER INDEX (Alphabetical Index)	
2	-	_
3	WITNESSES	Page
4	JACKIE BRANNUM Direct Examination By Mr. Medlock	69
5	Cross-Examination By Mr. Warner Redirect Examination By Mr. Medlock	93 118
6	RONALD WAYNE BROWN	
7	Direct Examination By Mr. Singley Cross-Examination By Mr. Greer Redirect Examination By Mr. Singley	252 306 339
8		003
9	KEITH COLE Direct Examination By Mr. Edwards	199
10	Cross-Examination By Mr. Warner	227
11	MICHAEL RAY DENTON Direct Examination By Mr. Medford	1788
12	Cross-Examination By Ms. O'Leary Redirect Examination By Mr. Medlock	1803 1819
13	KIM FARGUSON	
14	Direct Examination By Mr. Greer Cross-Examination By Mr. Medlock Redirect Examination By Mr. Greer	1651 1675 1691
15	Recross-Examination By Mr. Medford	1691
16	CODY GINSEL	
17	Direct Examination By Ms. O'Leary Direct Examination (Cont.) By Ms. O'Leary Cross-Examination By Mr. Edwards	1004 1115 1156
18	Cross-Examination by Mr. Edwards Cross-Examination (Cont.) By Mr. Edwards Cross-Examination (Cont.) By Mr. Edwards	1180 1235
19	Redirect Examination By Ms. O'Leary Recross-Examination By Mr. Edwards	1339 1353
20		1000
21	ROBERT HERRERA Direct Examination By Mr. Warner	543
22	Cross-Examination By Mr. Edwards Cross-Examination (Cont.) By Mr. Edwards	659 800
23	Redirect Examination By Mr. Warner Recross-Examination By Mr. Edwards	854 908
24		
25		

1	MASTER INDEX (Alphabetical Index)	
2		
3	CARLOS HUERTA Direct Examination By Mr. Medlock Cross-Examination By Mr. Warner	162 176
4	Voir Dire Examination By Mr. Medlock Cross-Examination (Cont.) By Mr. Warner	183 183
5	Redirect Examination By Mr. Medlock	197
6	RICHARD KING Direct Examination By Mr. Medlock	6
7	Cross-Examination By Ms. O'Leary Redirect Examination By Mr. Medlock	37 62
8	-	
9	LaMORRIS MARSHALL Direct Examination By Mr. Warner	1699
10	Cross-Examination By Mr. Singley Redirect Examination By Mr. Warner Recross-Examination By Mr. Singley	1726 1775 1782
11	Recross-Examinaction by Mr. Singley	1702
12	PHYLLIS MCWHORTER Direct Examination By Ms. O'Leary	930
13	Cross-Examination By Mr. Edwards Redirect Examination By Ms. O'Leary	948 988
14	Recross-Examination By Mr. Edwards Redirect Examination By Ms. O'Leary	997 1003
15	THOMAS RAY PENNINGTON	
16	Direct Examination By Mr. Medlock Cross-Examination By Mr. Warner Redirect Examination By Mr. Medlock	120 144 157
17	Redirect Examination By Mr. Medlock	157
18	DEAN RIEGER Direct Examination By Mr. Warner	1362
19	Cross-Examination By Mr. Edwards Cross-Examination (Cont.) By Mr. Edwards	1443 1465
20	Redirect Examination By Mr. Warner Recross-Examination By Mr. Edwards	1505 1532
21	FRANK TRAKNYAK	
22	Direct Examination By Mr. Greer Direct Examination (Cont.) By Mr. Greer	1542 1574
23	Cross-Examination By Mr. Singley Redirect Examination By Mr. Greer	1585 1645
24	ELDON WAYNE VAIL	
25	Direct Examination By Mr. Medlock Cross-Examination By Ms. O'Leary Redirect Examination By Mr. Medlock	347 454 533
	Laura Wells, CRR, RDR	

1	MASTER INDEX	
2	(Chronological Index)	Page
3	Rule Invoked	67
4	WITNESSES	Page
5	RICHARD KING Direct Examination By Mr. Modlock	6
6	Direct Examination By Mr. Medlock Cross-Examination By Ms. O'Leary Redirect Examination By Mr. Medlock	6 37 62
7	JACKIE BRANNUM	
8	Direct Examination By Mr. Medlock Cross-Examination By Mr. Warner	69 93
9	Redirect Examination By Mr. Medlock	118
10	THOMAS RAY PENNINGTON Direct Examination By Mr. Medlock	120
11	Cross-Examination By Mr. Warner Redirect Examination By Mr. Medlock	144 157
12	-	_0,
13	CARLOS HUERTA Direct Examination By Mr. Medlock Cross-Examination By Mr. Warner	162 176
14 15	Voir Dire Examination By Mr. Medlock Cross-Examination By Mr. Warner Redirect Examination By Mr. Medlock	183 183 197
16		
17	KEITH COLE Direct Examination By Mr. Edwards Cross-Examination By Mr. Warner	199 227
18	RONALD WAYNE BROWN	
19	Direct Examination By Mr. Singley Cross-Examination By Mr. Greer	252 306
20	Redirect Examination By Mr. Singley	339
21	ELDON WAYNE VAIL	347
22	Direct Examination By Mr. Medlock Cross-Examination By Ms. O'Leary Redirect Examination By Mr. Medlock	454 533
		333
2324	ROBERT HERRERA Direct Examination By Mr. Warner Cross-Examination By Mr. Edwards	543 659
25	Cross-Examination By Mr. Edwards Redirect Examination By Mr. Warner Recross-Examination By Mr. Edwards	800 854 908
	Laura Wells, CRR, RDR	

1	MASTER INDEX	
2	(Chronological Index)	Page
3		
4	PHYLLIS MCWHORTER Direct Examination By Ms. O'Leary Cross-Examination By Mr. Edwards	930 948
5	Cross-Examination By Mr. Edwards Redirect Examination By Ms. O'Leary Recross-Examination By Mr. Edwards	988 997
6	Redirect Examination By Ms. O'Leary	1003
7	CODY GINSEL	
8	Direct Examination By Ms. O'Leary Direct Examination (Cont.) By Ms. O'Leary	1004 1115
9	Cross-Examination By Mr. Edwards Cross-Examination (Cont.) By Mr. Edwards Cross-Examination (Cont.) By Mr. Edwards	1156 1180 1235
10	Redirect Examination By Ms. O'Leary Recross-Examination By Mr. Edwards	1339 1353
11	-	1000
12	DEAN RIEGER Direct Examination By Mr. Warner Cross Examination By Mr. Edwards	1362
13	Cross-Examination By Mr. Edwards Cross-Examination (Cont.) By Mr. Edwards Redirect Examination By Mr. Warner	1443 1465 1505
14	Recross-Examination By Mr. Edwards	1532
15	FRANK TRAKNYAK	1540
16	Direct Examination By Mr. Greer Direct Examination (Cont.) By Mr. Greer	1542 1574
17	Cross-Examination By Mr. Singley Redirect Examination By Mr. Greer	1585 1645
18	KIM FARGUSON	1651
19	Direct Examination By Mr. Greer Cross-Examination By Mr. Medlock Rodinant Examination By Mr. Green	1675 1691
20	Redirect Examination By Mr. Greer Recross-Examination By Mr. Medford	1691
21	LaMORRIS MARSHALL	1.000
22	Direct Examination By Mr. Warner Cross-Examination By Mr. Singley Rodinant Examination By Mr. Warner	1699 1726 1775
23	Redirect Examination By Mr. Warner Recross-Examination By Mr. Singley	1775 1782
24	MICHAEL RAY DENTON	.
25	Direct Examination By Mr. Medford Cross-Examination By Ms. O'Leary Redirect Examination By Mr. Medlock	1788 1803 1819
	Laura Wells, CRR, RDR	

1	EXHIBIT INDEX				
2	PLAINTIFFS' EXHIBITS				
3	EXHIBIT NUMBER	OFFERED	ADMITTED		
4	Plaintiffs' Exhibit Number 2	66, 346	67, 347		
5 6 7	Plaintiffs' Exhibit Numbers 2A1, 2B, 4, 15, 42, 43, 46 and 117	1823	1823		
8 9 10	Plaintiffs' Exhibit Numbers 3, 5, 7, 8, 9, 10, 11, 12, 14, 20, 22, 23, 24, 25, 28, 30, 31, 32, 33, 34, 36, 37, 38, 39, 45, 51, 59, 61, 62, 81, 84, 85, 116	793	793		
1112	Plaintiffs' Exhibit Number 6	797	797		
13	Plaintiffs' Exhibit Number 15	453	454		
1415	Plaintiffs' Exhibit Numbers 16 and 17	438	441		
16	Plaintiffs' Exhibit Numbers 17 and 18	444	444		
1718	Plaintiffs' Exhibit Number 18	444	444		
19	Plaintiffs' Exhibit Numbers 44 and 58	387	387		
2021	Plaintiffs' Exhibit Number 47	14	16		
22	Plaintiffs' Exhibit Number 52	68	69		
2324	Plaintiffs' Exhibit Number 54	63	63		
25	Plaintiffs' Exhibit Number 65	794 Wells, CRR, RDR	795		

1	EXHIBIT INDEX		
2	PLAINTIFFS' EXHIBITS		
3	EXHIBIT NUMBER	OFFERED	ADMITTED
5	Plaintiffs' Exhibit Numbers 84, 86, 87, 8 89, 90, 91, 92, 94 an 96		383
6 7	Plaintiffs' Exhibit Numbers 98 and 99	436	436
8	Plaintiffs' Exhibit Number 105	1544	1545
10	Plaintiffs' Exhibit Number 114	1602	1602
11 12	Plaintiffs' Exhibit Number 117	853	853
13	Plaintiffs' Exhibit Number 122B	1748	1748
14 15	Plaintiffs' Exhibit Number 122C	723	723
16	Plaintiffs' Exhibit Number 122D	718	720
17 18	Plaintiffs' Exhibit Number 122G	729	729
19	Plaintiffs' Exhibit Number 122J	740	740
20 21	Plaintiffs' Exhibit Number 123	701	701
22	Plaintiffs' Exhibit Number 124	706	707
23	Plaintiffs' Exhibit Number 127	1697	1698
2425	Plaintiffs' Exhibit Number 129	926	927
		Laura Wells, CRR, RDR	

1	EXHIBIT INDEX			
2	PLAINTIFFS' EXHIBITS			
3	EXHIBIT NUMBER	OFFERED	ADMITTED	
4	Plaintiffs' Exhibit Number 130	1681	1681	
5	Plaintiffs' Exhibit	1698	1698	
6	Numbers 131, 132, 133 and 134	1090	1090	
7	and 154			
8				
9				
10				
11				
12				
13				
14				
15				
16				
17				
18				
19				
20				
21				
22				
23				
24				
25				
		Laura Wells, CRR, RDR		

1		EXHIBIT INDEX	
2	DEFENDANTS' EXHIBITS		
3	EXHIBIT NUMBER	OFFERED	ADMITTED
4	Defendants' Exhibit Number 1	899	899
5 6	Defendants' Exhibit Number 4	14	16
7	Defendants' Exhibit Number 7	858	858
8 9	Defendants' Exhibit Numbers 7 and 24	1697	1697
10	Defendants' Exhibit Number 8	1046	1046
11 12	Defendants' Exhibit Numbers 20 and 119	1544	1545
13	Defendants' Exhibit Number 27	564	565
14 15	Defendants' Exhibit Number 30	1017	1018
16	Defendants' Exhibit Number 32	1044	1044
17 18	Defendants' Exhibit Number 34	945	946
19	Defendants' Exhibit Number 36	109	109
2021	Defendants' Exhibit Numbers 36A, 36B and	1047	1047
22 23	36C Defendants' Exhibit	942	942
24	Number 50 Defendants' Exhibit Number 56	182	
25			
		Laura Wells, CRR, RDR	

		EXHIBIT INDEX	
DEFENDANTS'	EXHIBITS		
Defendants' Number 88	Exhibit	1350	1350
Defendants' Number 90	Exhibit	932	932
Defendants' Number 93	Exhibit	210 , 1528	211 , 1529
Defendants' Number 107	Exhibit	1658	1659
Defendants' Number 109	Exhibit	1156	1156
Defendants' Number 120	Exhibit	1656	1656
Defendants' Number 121	Exhibit	178	178
Defendants' Number 126	Exhibit	581	581
Defendants' Number 127	Exhibit	584	584
		586	586
Defendants' Number 130	Exhibit	587	587
Defendants' Number 131	Exhibit	589	
Defendants' Number 132	Exhibit	590	591
Defendants' Number 133	Exhibit	592	592
Defendants' Number 134	Exhibit	593	593
		Laura Wells, CRR, RDR	
	Defendants' Number 88 Defendants' Number 90 Defendants' Number 93 Defendants' Number 107 Defendants' Number 120 Defendants' Number 121 Defendants' Number 121 Defendants' Number 126 Defendants' Number 127 Defendants' Number 127 Defendants' Number 127 Defendants' Number 129 Defendants' Number 130 Defendants' Number 131 Defendants' Number 131 Defendants' Number 132 Defendants' Number 133 Defendants' Number 133	Defendants' Exhibit Number 90 Defendants' Exhibit Number 107 Defendants' Exhibit Number 109 Defendants' Exhibit Number 120 Defendants' Exhibit Number 121 Defendants' Exhibit Number 126 Defendants' Exhibit Number 127 Defendants' Exhibit Number 127 Defendants' Exhibit Number 129 Defendants' Exhibit Number 130 Defendants' Exhibit Number 131 Defendants' Exhibit Number 131 Defendants' Exhibit Number 132 Defendants' Exhibit Number 133 Defendants' Exhibit Number 133 Defendants' Exhibit Number 133	Defendants' Exhibit 932 Defendants' Exhibit 932 Defendants' Exhibit 210, Number 93 1528 Defendants' Exhibit 1658 Number 107 Defendants' Exhibit 1156 Number 109 Defendants' Exhibit 1656 Number 120 Defendants' Exhibit 178 Number 121 Defendants' Exhibit 581 Number 122 Defendants' Exhibit 584 Number 127 Defendants' Exhibit 586 Defendants' Exhibit 586 Number 129 Defendants' Exhibit 587 Defendants' Exhibit 589 Defendants' Exhibit 589 Defendants' Exhibit 590 Defendants' Exhibit 590 Defendants' Exhibit 592 Defendants' Exhibit 592 Defendants' Exhibit 593 Defendants' Exhibit 593 Defendants' Exhibit 593

1	1 EXHIE	BIT INDEX			
2	DEFENDANTS' EXHIBITS				
3	Number 136	1036	1037		
4 5	Defendants' Exhibit	1035	1035		
6 7	Number 138	1095	1095		
8	Defendants' Exhibit	1347 , 1776			
9					
10					
11		that the fo	oregoing is a		
12	correct transcript from the above-entitled matter.	record of p	oroceedings in the		
13		/s/ Laura Wells			
14	Laura Wells, CRR, RMR				
15	5				
16	5				
17	7				
18	3				
19	9				
20					
21	1				
22	2				
23					
24					
25					
	Laura We	ells, CRR, RDR			